

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

FRANK J. VOTTA and
LYNN E. VOTTA,

Plaintiffs,

v.

AMERIPATH MORTGAGE CORP.,

Defendant.

C.A. No. 05-11133-WGY

STIPULATION OF DISMISSAL WITH PREJUDICE

Plaintiffs Frank J. Votta and Lynne Votta, and defendant Ameripath Mortgage Corporation, by and through their undersigned attorneys, hereby STIPULATE AND AGREE that this action shall be and hereby is DISMISSED WITH PREJUDICE. Each party shall bear its own costs and expenses, including attorneys' fees, and hereby waives any rights of appeal.

Respectfully submitted,

FRANK J. VOTTA and
LYNNE VOTTA,

AMERIPATH MORTGAGE
CORPORATION,

By their attorney,

By its attorneys,

/s/ Christopher M. Lefebvre (with permission)

/s/ Ryan M. Tosi

Christopher M. Lefebvre (BBO #629056)
(Lefeblaw@aol.com)
CLAUDE LEFEBVRE,
CHRISTOPHER LEFEBVRE P.C.
P.O. Box 479
Pawtucket, RI 02862

R. Bruce Allensworth (BBO #015820)
(ballensworth@kling.com)
Andrew C. Glass (BBO #638362)
(aglass@kling.com)
Ryan M. Tosi (BBO #661080)
(rtosi@kling.com)
KIRKPATRICK & LOCKHART
NICHOLSON GRAHAM LLP
75 State Street
Boston, MA 02109
(617) 261-3100

Dated: November 9, 2005

CERTIFICATE OF SERVICE

I hereby certify that on November 9, 2005, I served a true copy of the foregoing document by electronic filing upon the following:

Christopher M. Lefebvre
CLAUDE LEFEBVRE,
CHRISTOPHER LEFEBVRE P.C.
P.O. Box 479
Pawtucket, RI 02862

/s/ Ryan M. Tosi

Ryan M. Tosi